



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

April 22, 2004

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

Dionne M. Hall  
2210 Sullivan Road  
Apartment 18-4  
College Park, GA 30337

04-R-0558

Dear Ms. Hall:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on April 19, 2004. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

RCS# 5585  
4/19/04  
3:03 PM

Atlanta City Council

## Regular Session

CONSENT I                      CONSENT I PG(S) 1-18, EXCEPT:04-R-0538  
04-O-0487 04-R-0473  
ADOPT

YEAS:	14
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	2
EXCUSED:	0
ABSENT	0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	NV Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0511

Date: March 16, 2004

Claimant /Victim DIONNE M. HALL

BY: (Atty) (Ins. Co.) \_\_\_\_\_

Address: 2210 Sullivan Road 18-4 College Park, Georgia 30337

Subrogation: \_\_\_\_\_ Claim for Property damage \$ 2,000.00 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 07/10/03 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 05/15/03 Place: 2685 Stewart Avenue

Department Fire Services Bureau: \_\_\_\_\_ Division: \_\_\_\_\_

Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: The claimant alleges that she sustained damages as a result of an automobile accident at 2685 Stewart Avenue. However, the claimant has elected to receive payment for her damages through her insurance carrier.

INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_

Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other X

Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial \_\_\_\_\_

Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other X Damages reasonable \_\_\_\_\_

City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_

Repair/replacement by Ins. Co. X Repair/replacement by City Forces \_\_\_\_\_

Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,



INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 03/17/04

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

FIRE  
Carter  
06/13/03  
[Signature]

COUNCIL OF THE CITY OF ATLANTA  
CLERK OF COUNCIL  
City Hall  
68 Mitchell Street, S.W.  
Atlanta, GA 30335

RECEIVED

JUN 10 2003

RE: CLAIM FOR DAMAGES

MUNICIPAL CLERK

DATE: 6/9/2003

Dear Sir:

This is to notify the City of Atlanta that I have suffered damages the sum of \$ 2000 property and/or \$ \_\_\_\_\_ bodily injury for which contend the City is liable.

1. Date of incident: 5 15 2003 2. Police called ✓ (yes) (No)  
(month day year)  
3. Location of incident: 2685 STEWART AVE Atlanta Ga KROGER-CITY-CENTER  
210  
4. Name of your insurance company State Farm Policy # 5399 F1011  
5. State what and how incident occurred: I was driving toward store + the fire truck  
turned down the side + hit me. I stopped because I could not go forward. when  
the truck got to close I backed up + pulled closer to the right out of the way.

(use other side if necessary)

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE STATEMENTS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

7. The registered owner must make the claim for vehicle damages. Complete the following and attached two (2) estimates of repair.

Your vehicle: mustang 1995 1HRSF Dionne M. Hall  
(make) (year) (tag#) (driver's name)

City vehicle: Qualify Matthew Lee Denver Atlanta Fire Dept.  
(make) (driver's name) (department)

8. Witness: Marcelle White 3027 Forrest Park Rd #12 770-250-6531  
(name) (address) (phone)

9. The acknowledgment of this claim in no way waives the Governmental Immunity of the City of Atlanta, as granted by State Law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT

10. THIS CLAIM SHOULD BE MAILED IMMEDIATELY TO THE ADDRESS SHOWN ABOVE

Dionne Michele Hall (SEA)  
(claimant)  
2210 Sullivan Rd 18-24  
(address)  
College Park Georgia 30337  
(city) (state) (zip)  
(404) 209-1689 (404) 992-4106  
(home) (phone) (work)

Entered - 06/17/03- sb  
CL - 03L0511 LISA CARTER

CLAIM OF: DIONNE M. HALL  
2210 Sullivan Road 18-4  
College Park, Georgia 30337

04-*R*-0558

For damages alleged to have been sustained as a result of an automobile accident on May 15, 2003 at 2685 Stewart Avenue.

THIS ADVERSED REPORT IS  
APPROVED

BY:   
JERRY L. DELOACH  
DEPUTY CITY ATTORNEY

COUNCIL PRESIDENT PROTEM

APR 19 2004

CERTIFIED

*Ronald DeLoach Johnson*  
MUNICIPAL CLERK

APR 19 2004

## ADVERSE REPORT

PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE

DATE: 3/30/04

CHAIR: *[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

ADVERSED

APR 19 2004